

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF LA

2005 JUN 14 AM 11:44

LORETTA G. WHYTE
CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

F/V SOFTWARE, L.L.C.

CIVIL ACTION NO. 04-2485

VERSUS

SECTION D

ASPEN TECHNOLOGY, INC.

HON. A. J. MC NAMARA, J.

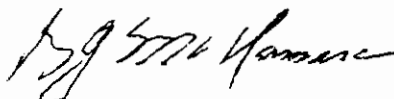
MAGISTRATE JUDGE: 2

ORDER

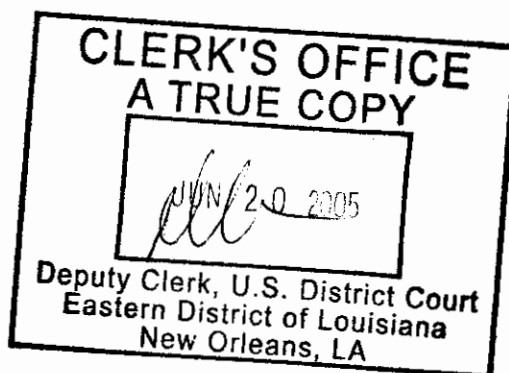
Whereas this matter involves the same parties, issues, and facts pending in the United States District Court for the District of Massachusetts in the case styled *Aspen Technology, Inc. v. F/V Software, L.L.C.*, No. 04-11830, and considering the unopposed motion of plaintiff F/V Software, L.L.C. to transfer;

IT IS ORDERED that the Complaint for Breach of Contract filed herein by F/V Software, L.L.C. is transferred to the United States District Court for the District of Massachusetts.

6/13/05



UNITED STATES DISTRICT JUDGE



Fee _____
Process _____
☒ Dktd _____
CtRmDep _____
Doc. No. _____

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF LOUISIANA

OFFICE OF THE CLERK

LORETTA G. WHYTE
CLERK

500 POYDRAS ST., ROOM C-151
NEW ORLEANS, LA 70130

June 20, 2005

Ms. Sarah A. Thornton
Clerk, United States District Court
District of Massachusetts
1 Courthouse Way, Suite 2300
Boston, MA 02210

MAGISTRATE JUDGE *Hein*

Re: Civil Action No. 04-2485, D, Mag-2
F/V Software, LLC
vs.
Aspen Technology, Inc.

Dear Ms. Thornton:

On June, 13, 2005, the Honorable A. McNamara, United States District Court Judge for this district, entered an order transferring the above captioned case to the District of Massachusetts.

Pursuant to said order, we are forwarding herewith the entire original record filed in this court, together with a certified copy of the order of transfer and a copy of the docket sheet.

Please acknowledge receipt on the enclosed copy of this letter.

Very truly yours,

LORETTA G. WHYTE, CLERK

By: *Julie Hauer*
Deputy Clerk

Enclosures

CLOSED, MAG-2, STAYED

U. S. District Court
Eastern District of Louisiana (New Orleans)
CIVIL DOCKET FOR CASE #: 2:04-cv-02485-AJM
Internal Use Only

05 11286 REK

FV Software LLC v. Aspen Technology Inc
Assigned to: Judge A. J. McNamara
Demand: \$900000
Cause: 28:1332 Diversity-Breach of Contract

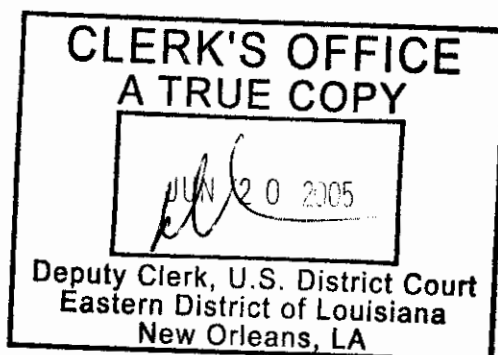
Date Filed: 08/31/2004
Jury Demand: None
Nature of Suit: 190 Contract:
Other
Jurisdiction: Diversity

Plaintiff

FV Software LLC

represented by **Eugene G. Taggart**
Taggart, Morton, Ogden, Staub,
Rougelot, & O'Brien, LLC
2100 Energy Centre
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New Orleans, LA 70163-2100
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Email:
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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V.

Defendant

Aspen Technology Inc

represented by **Glenn Michael Farnet**
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/31/2004	<u>1</u>	COMPLAINT; 1 summons(es) issued (lg) (Entered: 08/31/2004)
08/31/2004		Payment of filing fee by plaintiff FV Software LLC in amount of \$ 150.00 (lg) (Entered: 08/31/2004)
09/28/2004	<u>2</u>	RETURN OF SERVICE of summons and complaint upon defendant Aspen Technology Inc on 9/27/04 (ca) (Entered: 09/28/2004)
10/15/2004	<u>3</u>	Motion by defendant Aspen Technology Inc and ORDER extending time to answer pla's complaint until 11/8/04 by Judge Helen G. Berrigan Date Signed: 10/19/04 (lg) (Entered: 10/20/2004)
10/27/2004	<u>4</u>	ORDER Case reassigned to Judge A. J. McNamara by Judge Ivan L. Lemelle Date Signed: 10/26/04 (lg) (Entered: 10/27/2004)
11/08/2004	<u>5</u>	MOTION by defendant Aspen Technology Inc to dismiss pla's claims, transfer case to Dist of MA or stay proceedings to be heard before Judge at 10:00 12/8/04 (dmg) (Entered: 11/09/2004)
11/15/2004	<u>6</u>	Motion by defendant Aspen Technology Inc and ORDER for attorney Justin J. Daniels to appear pro hac vice by Judge A. J. McNamara Date Signed: 11/17/04 (dmg) (Entered: 11/19/2004)
11/30/2004	<u>7</u>	Memo in opposition by plaintiff FV Software LLC to motion to dismiss pla's claims, transfer case to Dist of MA or stay proceedings [5-1] filed by

		defendant Aspen Technology Inc (dmg) (Entered: 11/30/2004)
12/08/2004	<u>8</u>	MINUTE ENTRY (12/8/04) Aspen's motion to dismiss pla's claims or transfer case to Dist of MA is DENIED but their motion to stay proceedings [5-1] is GRANTED; ORDERED that the Clerk mark this action closed for statistical purposes by Judge A. J. McNamara (CASE CLOSED) (dmg) (Entered: 12/09/2004)
06/10/2005	<u>9</u>	MOTION to Transfer Case to the District of MA by FV Software LLC. (dmg,) (Entered: 06/16/2005)
06/14/2005	<u>10</u>	ORDER granting <u>9</u> Motion to Transfer Case to the District of MA . Signed by Judge A. J. McNamara on 6/13/05. (dmg,) (Entered: 06/16/2005)